

Next Sunday's World will contain 100 Pages---Price 5 Cents.

LAST EDITION.  
EIGHT PAGES.

LACY DEFEATED.

Superior Court Denies His Injunction Against Al Adams.

Brought to Test the Ives Pool Law Constitutionality.

The Bookmaker Balked in His Efforts to Coe Race Tracks.

The Superior Court, General Term, handed down its decision to-day in the fight between Peter De Lacy and the race track proprietors and the result is De Lacy's defeat.

This decision has been looked for with some interest by sporting men, but it will disappoint them now that it has been announced, because the question of the constitutionality of the Ives Pool act is not passed upon.

On its face the proceeding was simply an action by Peter De Lacy, owner of 41 West Twenty-ninth street, to enjoin Albert J. Adams, his tenant, from conducting a pool room there.

Adams claimed he was doing a legitimate business under the Ives act, and De Lacy's contention was that that law was unconstitutional.

Judge McAdam, of the Superior Court, granted a temporary injunction and the constitutional question to the General Term.

On the argument before the Appellate Court, John M. Bowers submitted a brief on behalf of the various race track associations.

The General Term, Judge Freedman writing the opinion, has dissolved the temporary injunction, and the constitutional question is left to the Court of Appeals.

The court says "A full determination of the question involves the constitutionality of Chapter 48, of the Laws of 1887, which provides that the code provisions shall not apply to the grounds of incorporated racing associations in each year, and which according to defendant's claim, justifies his business."

Decisions are cited favoring Adams's contention, provided he conducted a strictly commission business.

The constitutional question, says the court, is a nice and complicated one, and a court of equity should not assume jurisdiction to determine it upon a mere motion, unless fully satisfied that the necessary facts are before the court, and that the controversy between the parties is of such a character that a court of equity should take cognizance of it.

It is held that De Lacy's complaint is insufficient, and the affidavits cannot be stricken.

Independently of that, the record as a whole does not fully and fairly present all the facts which the court should be put in possession of, and a little reading of the record suggests a doubt whether the facts are of such a character as to justify a court of equity in taking cognizance of the matter.

To be entitled to any relief, the plaintiff must satisfy the court that the controversy is a real one, and that he comes into court with clean hands.

All matters can be settled at the trial.

EDWIN BOOTH'S CONDITION.

No Change Reported by the Stricken Actor's Physician.

There was no apparent change in the condition of Edwin Booth this morning.

At the Players' Club it was said that he was still quite drowsy, which is regarded as an unfavorable symptom.

Dr. St. Clair Smith remained with the stricken actor during the night and was relieved this morning by Dr. Fremont Smith.

Dr. St. Clair Smith called at 10 o'clock and remained an hour. When he left he said that, notwithstanding the alarming reports in the morning paper, Mr. Booth was no worse than he has been the past three days.

While there has been no noticeable improvement in his condition, he said there had been no perceptible sinking spell.

Some of the officers of the Players' Club think Mr. Booth's physician is keeping his true condition from them.

One of them said this morning that he thought Mr. Booth was a little better.

FIRST OF MAY IN EUROPE.

Labor Meetings Prevented in the Disturbed District of Belgium.

Strike in Disfavor with English Dock Laborers--Coffee Failure.

BRUSSELS, May 1.--May Day here has so far been attended with no disturbance. The laborers will hold a demonstration in honor of the day after their working hours are over. There will then be a procession, and speeches will be delivered from six platforms to the assembled crowds.

Numerous meetings will be held in the provinces, but the burgomasters are prohibiting the holding of meetings in the disturbed districts of Liege, Charleroi and Borinage.

BERLIN, May 1.--The weather is unfavorable to open air celebration, rain being indicated, and so far the Socialists and others who proposed to celebrate May Day as the holiday of labor have not made any appearance.

FAHIS, May 1.--The celebration of May Day by the Socialists and others is proceeding both in this city and in the provinces. Perfect order is being maintained everywhere.

At Marselles a number of workmen's delegates marched to the Mairie headed by a band playing the "Marseillaise," and sent word to the Mayor that they would like to see him.

The Mayor went out on a balcony and delivered a short address to the delegates, advising them to create no disturbance, but to observe the day in an orderly manner.

The delegates responded that they intended that the demonstration should be a peaceful one, and after repeated cheers and cries of "Vive la Republique" the crowd dispersed.

VIENNA, May 1.--May Day is being observed in this city in a quiet and orderly manner. The authorities recently issued an order forbidding the holding of processions, and the workmen are celebrating the day by the holding of meetings at which the equalization of the franchise and an eight-hour day are demanded. No trouble is apprehended.

Despatches from Budapest and Prague state that the workmen of those cities are generally celebrating May Day. No disorders have been reported.

BIG COFFEE OPERATOR FAILS.

Thirty Firms Implicated in the Collapse of Kaitenbach, of Paris.

LONDON, May 1.--The Financial News to-day announces that the gigantic corner in coffee, engineered by M. Kaitenbach, the Paris operator, has collapsed, implicating thirty firms in Havre and a number of houses in Antwerp, Rotterdam and Hamburg.

The paper adds that for twelve months M. Kaitenbach has been carrying one million bags of coffee. One-fourth of this was actual coffee, while the remainder was in futures and options.

Fortunally M. Kaitenbach has been unable to furnish his agents in New York with margins. The coffee held by the agents was forced on the market, causing a heavy fall in prices there.

At Havre there was also a decline amounting to twenty francs. Since then prices have recovered one-third of the efforts made to sustain values, in order to save the firms involved.

The cable announcing the collapse of M. Kaitenbach, the Paris coffee speculator, was received at the New York Coffee Exchange this morning, but it caused scarcely a ripple of excitement among local operators.

This has been expected for some time past, and it is generally believed that the price has been sagging for several weeks. It was only when it was reported that M. Kaitenbach had been forced to liquidate his position that a panic was caused.

It is believed that M. Kaitenbach was heavily leveraged, and that his failure was due to a combination of factors, including a decline in the price of coffee and a shortage of funds.

The failure of M. Kaitenbach is regarded as a serious blow to the coffee market, and it is expected that prices will continue to fluctuate for some time.

It is also believed that the failure of M. Kaitenbach will have a detrimental effect on the coffee trade in general, and that many of the firms implicated in the collapse will be forced to liquidate their positions.

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MICHAEL SLATTERY MISSING.

His Wife Receives a Postal-Card Saying that He Is Dead.

A Year Ago She Had Him Arrested for Abandonment.

Mrs. Michael Slattery, of 51 Bayard street, is exceedingly anxious to ascertain the whereabouts of her husband, who is a tailor, fifty-nine years old.

He disappeared from home on April 21, and nothing more was learned of him until the afternoon of April 25, when she received the following anonymous communication written on the back of a postal card:

Dear Madam: As your husband died on last Friday, if you will call this afternoon he will be buried this afternoon (Monday).

The records of the Health Board were carefully examined, but did not show that any one by the name had died.

Mrs. Slattery is surely puzzled over the communication. It may be the work of some joker, who has put her husband up to playing a trick on the unfortunate woman.

On the other hand, some think that it looks as if Slattery really thought that he was going to die, and wrote the postal before leaving for some distant place.

Michael Slattery, an old tailor in McCrane's employ, said that he saw Slattery on the Bowery at Hester street on Saturday, April 22. Slattery was drunk then and said that he had been to Bellevue Hospital and was turned away from there.

He may have gone to charity Hospital and mailed the note to his wife at Third avenue and Twenty-ninth street, where branch post-office station 2 is located.

Mrs. Slattery was not at home this noon when an Evening World reporter called at 51 Bayard street, where she resides with her four children. She works hard at washing and darning, and sends her little ones to the public schools.

A year ago she had her husband arrested for abandonment. He drank hard and would not support the family. Then he deserted her, and finally Mrs. Slattery let him go un molested.

MR. LEECH IN TOWN.

The Director of the Mint Calls Upon Mr. Jordan at the Sub-Treasury.

Edward O. Leech, Director of the Mint at Washington, is in town to-day, and is stopping at the Coleman House.

Just before noon he was down in Wall street, and called at the Sub-Treasury to see Mr. Jordan, but as the latter was very busy at the time, he went away without meeting him, saying that he would return later in the afternoon.

The object of Director Leech's visit to New York was not disclosed by him.

ARMY BILL COMPROMISE.

Government to Accept a Reduction to 30,000 First Year Men.

BRITAIN, May 1.--The Berliner Tageblatt announces that the negotiations between Chancellor Von Caprivi and the progressive members of the Centre regarding clerical support for the Army bill have ended.

Fretter von Hohning-Huene will, it is understood, propose a motion to reduce the Government demand to 30,000 men for the first year, and the Government will not object to this motion.

The Tagesspiegel states that a majority is thereby assured for the measure as amended.

Austrian Foreign Office Not Likely to Oppose Max Judd.

LONDON, May 1.--A despatch to the London Times from Vienna correspondent contains a reference to the still caused in the Austrian capital by the announcement in the Vienna newspapers to the effect that Max Judd, of St. Louis, who was appointed by President Cleveland American Consul-General at Vienna, had resigned the office.

The Times despatch states that the relations of Judd in Austria are not aware of anything of Judd to support the statement that he had resigned, and the correspondent adds that it is stated on good authority that the Austrian Foreign Office has made no objection to the appointment of Judd and that the Austrian Minister of the Interior is not likely to oppose the appointment.

Failure in Hungary, but in Austria.

RUSSIA, May 1.--A steady rain is falling throughout Hungary and this has relieved the anxiety regarding the wheat crop. The rain is too late, however, to save the barley and oat crops which are beyond hope.

NAMED BY GILROY.

Joseph J. O'Donohue Becomes the City Chamberlain.

Robert B. Nooney Appointed Commissioner of Juries.

Bernard F. Martin Succeeds Police Justice White.

Fourteen ripe and juicy plums fell from Mayor Gilroy's appointment tree at noon to-day.

NEW YORK, April 29. Mayor Gilroy's appointment tree at noon to-day, if you will not call this afternoon he will be buried this afternoon (Monday).

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IT IS MAY-DAY IN CHICAGO.

SPANISH SHIPS TO HURRY OFF.

Uprising in Cuba Said to Call for Their Presence There.

And the Infanta Enlille Is to Arrive at Havana, May 15.

It was reported to-day that the uprising in Cuba is responsible for the hasty departure from this port of the Spanish warships, Nueva Espana and Infanta Ysabel, which it was announced by Federico Lopez Fernandez, of the Consul-General's office, will start to Havana to-morrow.

Mr. Fernandez denied that there was any serious trouble in Cuba, but said that it was considered necessary by the Spanish authorities to send reinforcements there.

It is true that there has been an uprising of some sort, he said, "but there were only about fifty men in it, and there will be no trouble in subduing the insurgents. We have no definite particulars as yet, but are not in the least afraid that Spanish interests will be endangered."

News received by merchants in this city is to the effect that a revolution was started near Havana, on April 24, by two brothers named Santiago, in it and were reinforced with twenty followers.

The town of Sagua was taken by the rebels, and they are now gathering strength at every town, until they are said to have collected quite a little army.

The Captain-General is reported to have declared the Province of Santiago in a state of siege yesterday, and orders have been issued, detaching troops from every available place to go to Sagua.

Infanta Enlille, the Spanish Princess, is due at Havana about May 15, and will probably be brought to New York on the Infanta Ysabel. The warship Reina Regente will go into drydock at the port.

And as Mr. Crane, too, is Missing, Eltopien is Feared.

NEWARK, N. J., May 1.--Nothing has been heard of Mrs. Emma Colfax, the mother of forty, or her junior friend, William Crane, with whom she was so recently involved in church and temperance work. Both were members of the Eighth Avenue Methodist Church, and Mrs. Colfax's husband, who is President of the English Ward Temperance Society, has gone to his wife's home at Greenwood Lake, to tell her father.

Mrs. Crane has gone to her brother's home, believing that her husband has slipped and fallen from a ladder, and will probably be found there. The mother of Mrs. Colfax thinks that her mother went away with Crane.

Mrs. Crane was a fine soprano singer, and Crane was noted for his excellent baritone voice. His father, Stephen Crane, was a well-known actor, and his mother, Mrs. Crane, was a well-known actress.

Back to the Island They Go.

Patience Peterson and her husband, George Peterson, who were arrested seven weeks ago in New York, are back in the island of Cuba, where they were acting in a very disorderly manner. They were released from the island last Saturday, and in the morning they were back in the island.

Electrical Board's New Office.

The Board of Electrical Control has leased new offices in the building on the northeast corner of Broadway and Third street, next door to the present quarters.

BUCHANAN'S TIME NOT FIXED.

He Will Probably Be Sentenced Next Monday.

Recorder Smyth did not impose the death sentence on convicted Wife-Murderer Dr. Robert W. Buchanan to-day, as was expected.

Buchanan's counsel, Charles W. Brooke, is in Albany, attending the Court of Appeals, and consequently the papers in the motion for a new trial were not quite ready.

Buchanan is still in the Tomb, and he may be brought down to the General Sessions next Monday to receive the death sentence.

One of the principal arguments in support of the motion for a new trial was the illness of Juror Paradise.

Dr. Stewart, of the Astor House, has made an affidavit, which, among others, will be submitted, showing that the juror's illness must have necessarily prevented him from giving a fair and intelligent verdict.

HOBOKEN'S NEW MAYOR.

Inaugurated at Noon To-Day, with Little Ceremony.

The change in Hoboken's municipal affairs was made to-day without incident. The outgoing Common Council met at 10 o'clock this morning to wind up the old business. The new Common Council then organized.

Lawrence Fagan was inaugurated Mayor about noon. Fagan is a Democrat. He succeeds William Ellis, also a Democrat.

The inaugural ceremony was short. It occurred in the City Hall. Mayor Fagan will have but one day to make his mark, that of the Fire Commissioner to succeed William Lettis, whose term expires to-day.

Mr. Bender is slated as Lettis's successor.

The Hoboken Board of Education will organize this evening. President Russ and M. J. Cannon are candidates for the Presidency.

"CUCKOO" COLLINS'S ESCAPE.

Newark Authorities Think He Has Gone to Michigan.

NEWARK, N. J., May 1.--The authorities think that James Collins, the sprinter known as "Cuckoo" Collins, the sprinter of Barnum & Bailey's show, has gone to his father's home in Michigan. He was last seen at St. Michael's Hospital, and walked out of the room unnoticed.

He was wanted as a complainant against Patrick Bolan, who is in the Hudson County Jail, charged with kidnapping Collins at the athletic grounds at Kearny three weeks ago.

Five o'clock saw every available means of transportation crowded with people, and the streets were full of people waiting for the train.

WANT THEIR BACK PAY.

Employees of the Bridgeport (N. J.) Factory Refuse to Go to Work.

BRIDGEPORT, N. J., May 1.--The employees of the Bridgeport factory refuse to go to work this morning. They are owed the back pay which they are entitled to.

Their claim that they are owed some \$100,000 in back pay, and refuse to go to work until they are paid. The matter will probably be settled during the day.

Miss Oakley's Suit for Retainer.

RIVERHEAD, L. I., May 1.--The Court of Oyer and Tenitor, at which Judge Brown is presiding, opened to-day in the court-house. There are several interesting cases on the calendar, among which is that of Miss Oakley, who is suing for a retainer.

Miss Oakley is a well-known actress, and her suit is for a retainer of \$10,000. The case is expected to be tried during the week.

Electric Wires Cause Two Fires.

At 1:10 this morning an electric light was set on fire in front of 911 and 913 seventh avenue, and \$200 damage was done.

A second fire broke out at 1:15, and \$100 damage was done. The fires were caused by electric wires which had become loose.

Frank O'Connell and His Log Broken.

Frank O'Connell, thirty-three years old, of 311 West Nineteenth street, was run over by a horse and wagon driven by John Klumpke on Fifth avenue this morning. His left leg was broken and he was taken to the New York Hospital.

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CHICAGO'S GREAT DAY.

It Witnesses the Formal Opening of the World's Columbian Fair.

But the People Turn Out and the Parade to the Grounds Is Brilliant.

VERAGUA'S EARLY RISING.

The Duke Catches the President Still Linger Over His Coffee and Toast.

CHICAGO, May 1.--On this day of all days, when the western metropolis would fain have enjoyed a bright 1st of May--this day set for the opening of the great international exposition, to which so much thought, care and labor have been so long devoted, Chicago awoke to a medley of fog, mist, rain, mud and their usual accompanying conditions.

However, there was no stopping those vehicles which had been irrevocably fixed for this date. The programme had been announced as one to be carried out, rain or shine. The big wheels of the Fair must begin to go around. President Cleveland was here to touch the button, other dignitaries were here to assist in doing the rest, and thousands of people were on hand to act the parts of spectators.

The rain continued until 7 o'clock, when the clouds parted, and through a rift far over the lake there was a gleam of sunshine. It lasted only for a moment, however, and although the rain ceased, the clouds still hung sudden and lowering over the city.

The morning breeze came from the east, snapping the banners and other decorations in a diabolical fashion, and, except on the asphalt boulevards, the mud lay thick and deep.

All this, however, had no effect upon the enthusiasm of the energetic citizens who had determined to witness the opening of the Fair.

Crowds Gather Early.

Before the first faint streaks of morning light permeated the mists in the east, the downtown streets were astir. Crowds were hurrying from the railroad depots on the north side, and from the city and east were discharging their load of passengers at the intersection of Madison and La Salle streets, and along Dearborn street, from Monroe street to the lake.

Carriages and omnibuses began to hurry through the south side avenues and pedestrian throngs began to fill the sidewalks. The streets were soon filled with people, and the opening of the Fair was a success.

The directors of the Fair, known as the Van Buren street station of the Illinois' central road, the crowds began to gather early and by daybreak the approaches to the Fairgrounds were thronged with people waiting for the opening of the Fair.

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